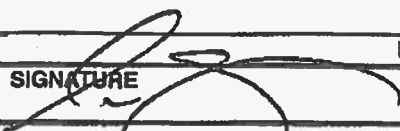
	U.S. ENVIRONMENTAL PROTECTION AGENCY Assistance Amendment		ASSISTANCE ID NO.			DATE OF AWARD 06/23/2010 MAILING DATE 06/30/2010 ACH# 90103
			PRG	DOC ID	AMEND#	
			I -	98902710	- 1	
			TYPE OF ACTION Augmentation: Increase			
RECIPIENT TYPE: Indian Tribe			PAYMENT METHOD: Advance			Send Payment Request to: Las Vegas Finance Center, Fax (702) 798-2423 PAYEE: Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville, NV 89410
RECIPIENT: Washoe Tribe of NV & CA 919 Highway 395 South Gardnerville, NV 89410 EIN: 88-0120754						
PROJECT MANAGER Marie Barry 919 Highway 395 South Gardnerville, NV 89410 E-Mail: marie.barry@washotribe.us Phone: 775-265-8682						
EPA PROJECT OFFICER Stephanie Wilson 75 Hawthorne Street, WTR-10 San Francisco, CA 94105 E-Mail: Wilson.Stephanie@epa.gov Phone: 775-895-6180			EPA GRANT SPECIALIST GwenL Brown Grants Management Office, MTS-7 E-Mail: Brown.GwenL@epa.gov Phone: 415-972-3681			
PROJECT TITLE AND EXPLANATION OF CHANGES FY10/11 Water Pollution Control The purpose of this program is to develop and implement the Washoe Tribe of Nevada and California's Clean Water Act (CWA) Section 106 program. The Tribe will conduct surface water monitoring and assessment, groundwater potential contaminant sources (PCS) monitoring, wetland monitoring and assessment, treatment as a State and water quality standards development, participation in Regional Tribal Operations Committee (RTOC) and National Tribal Operations Committee (NTOC) and progress reporting to EPA. This amendment increases the EPA funding amount by \$169,694 and extends the budget and project period ending dates to June 30, 2011. The revised EPA funding amount is \$334,694.						
BUDGET PERIOD 07/01/2009 - 06/30/2011		PROJECT PERIOD 07/01/2009 - 06/30/2011		TOTAL BUDGET PERIOD COST \$352,309.00		TOTAL PROJECT PERIOD COST \$352,309.00
NOTICE OF AWARD						
Based on your application dated 05/12/2010, including all modifications and amendments, the United States acting by and through the US Environmental Protection Agency (EPA), hereby awards \$169,694. EPA agrees to cost-share 95.00% of all approved budget period costs incurred, up to and not exceeding total federal funding of \$334,694. Such award may be terminated by EPA without further cause if the recipient fails to provide timely affirmation of the award by signing under the Affirmation of Award section and returning all pages of this agreement to the Grants Management Office listed below within 21 days after receipt, or any extension of time, as may be granted by EPA. This agreement is subject to applicable EPA statutory provisions. The applicable regulatory provisions are 40 CFR Chapter 1, Subchapter B, and all terms and conditions of this agreement and any attachments.						
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)				AWARD APPROVAL OFFICE		
ORGANIZATION / ADDRESS U.S. EPA, Region 9 Grants Management Office, MTS-7 75 Hawthorne Street San Francisco, CA 94105				ORGANIZATION / ADDRESS U.S. EPA, Region 9 Water Division, WTR-1 75 Hawthorne Street San Francisco, CA 94105		
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL Digital signature applied by EPA Award Official		TYPED NAME AND TITLE Carolyn Truong, Grants Management Officer			DATE 06/23/2010	
AFFIRMATION OF AWARD						
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE 		TYPED NAME AND TITLE Waldo Walker, Chairman			DATE 7/13/10	

(E) 7/14/10
 GB
 rec'd via email 7/14

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Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.419 - WPC State and Interstate Program Support	Clean Water Act: Sec. 106	40 CFR PTS 31 & 35 SUBPT B

Fiscal									
Site Name	Req No	FY	Approp. Code	Budget Organization	PRC	Object Class	Site/Project	Cost Organization	Obligation / Deobligation
	1009W0E060	10	E1	09LA0D5	202B06E	4117			169,694
									169,694

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$188,453
2. Fringe Benefits	\$73,550
3. Travel	\$11,675
4. Equipment	\$5,727
5. Supplies	\$2,060
6. Contractual	\$18,578
7. Construction	\$0
8. Other	\$17,400
9. Total Direct Charges	\$317,443
10. Indirect Costs: % Base <u>various rates apply</u>	\$34,866
11. Total (Share: Recipient <u>5.00</u> % Federal <u>95.00</u> %.)	\$352,309
12. Total Approved Assistance Amount	\$334,694
13. Program Income	\$0
14. Total EPA Amount Awarded This Action	\$169,694
15. Total EPA Amount Awarded To Date	\$334,694

Administrative Conditions

Administrative Condition #1, #7, and #8 have been revised. Condition #2 has been deleted. Conditions #14 and #17 have been added. All Other Administrative Conditions Remain the Same.

REVISED:

1. An interim Federal Financial Report (FFR), Standard Form 425, covering the period from "project/budget period start date" to June 30 of each calendar year shall be submitted to the U.S. EPA Las Vegas Finance Center, PO Box 98515, Las Vegas, NV 89193-8515, no later than September 30 of the same calendar year. The final FFR covering the entire project period shall be submitted within 90 days after the end of the project period according to the recipient's respective Code of Federal Regulations Part 30.52(a)(1)(iv) and 30.71(a), or Part 31.23(b) and 31.41(b) (as applicable). The LVFC will make adjustments, as necessary, to obligated funds after reviewing and accepting a final Federal Financial Report. Recipients will be notified and instructed by EPA if they must complete any additional forms for the closeout of the assistance agreement.

7. Payment to consultants. Per 40 CFR Part 31.36(j), EPA's participation in the salary rate (excluding overhead and travel) paid to individual consultants retained by recipients or by a recipient's contractors or subcontractors shall be limited to the maximum daily rate for a Level IV of the Executive Schedule, to be adjusted annually. This limit applies to consultation services of designated individuals with specialized skills and if the terms of the contract provide the recipient with responsibility for the selection, direction, and control of the individuals who will be providing services under the contract at an hourly or daily rate of compensation. As of January 1, 2010, the rate is \$596 per day and \$74.50 per hour. This rate does not include overhead or travel costs and the recipient may pay these in accordance with its normal travel practices.

8. The recipient's last approved indirect cost rate has expired. The recipient will not charge or claim for reimbursement any indirect costs unless a current indirect cost rate proposal covering the time period of the costs being claimed for reimbursement is approved by the Department of Interior (DOI), National Business Center.

ADDED:

14. To implement requirements of Section 106 of the Trafficking Victims Protection Act of 2000, as amended, the following provisions apply to this award:
 - a. We, as the Federal awarding agency may unilaterally terminate this award, without penalty, if a subrecipient that is a private entity: (1) is determined to have violated an applicable prohibition in the Prohibition Statement below; or (2) has an employee who is determined by the agency official authorized to terminate the award to have violated an applicable prohibition in the Prohibition Statement below through conduct that is either: (a) associated with performance under this award; or (b) imputed to the subrecipient using the standards and due process for imputing the conduct of an individual to an organization that are provided in 2 CFR part 180,

"OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement)," as implemented by our agency at 2 CFR part 1532. You must inform us immediately of any information you receive from any source alleging a violation of a prohibition in the Prohibition Statement below.

b. Our right to terminate unilaterally that is described in paragraph a of this award term: (1) implements section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA), as amended (22 U.S.C. 7104(g)), and (2) is in addition to all other remedies for noncompliance that are available to us under this award.

c. You must include the requirements of the Prohibition Statement below in any subaward you make to a private entity.

Prohibition Statement - You as the recipient, your employees, subrecipients under this award, and subrecipients' employees may not engage in severe forms of trafficking in persons during the period of time that the award is in effect; procure a commercial sex act during the period of time that the award is in effect; or use forced labor in the performance of the award or subawards under the award.

15. EPA's financial obligations to the recipient are limited by the amount of federal funding awarded to date as shown on line 15 in its EPA approved budget. If the recipient incurs costs in anticipation of receiving additional funds from EPA, it does so at its own risk.

16. Congress has prohibited EPA from using its FY 2010 appropriations to provide funds to the Association of Community Organizations for Reform Now (ACORN) or any of its subsidiaries. None of the funds provided under this agreement may be used for subawards/subgrants or contracts to ACORN or its subsidiaries. Recipients should direct any questions about this prohibition to their EPA Grants Management Office.

17. Management fees or similar charges in excess of the direct costs and approved indirect rates are not allowable. The term "management fees or similar charges" refers to expenses added to the direct costs in order to accumulate and reserve funds for ongoing business expenses, unforeseen liabilities, or for other similar costs which are not allowable under this assistance agreement. Management fees or similar charges may not be used to improve or expand the project funded under this agreement, except to the extent authorized as a direct cost of carrying out the scope of work.

Subagreements with firms or individuals for services which are awarded using the procurement requirements in 40 CFR Parts 30 or 31, as applicable, are not affected by this limitation unless the terms of the contract provide the recipient with responsibility for the selection, direction, and control of the individuals who will be providing services under the contract at an hourly or daily rate of compensation. See 40 CFR Part 31.36(j)(2) or Part 30.27(b).

Programmatic Conditions

Programmatic Condition P4 has been added. All other Programmatic Conditions remain the

same.

ADDED:

P4. This grant includes the performance of environmental measurements. A Quality Assurance Plan was approved by the Washoe Tribe and EPA on November 13, 2000. However, the Tribe has submitted a revised QA Plan to EPA to cover new measurement activities. Comments on the revised plan were provided to the Tribe by the QA Office in 2009. The Tribe will submit within 6 months, a revised QAPP that addresses the EPA QA Office comments. Water monitoring activities under the existing plan may continue while the QA Plan revision is being completed. The revised QA Plan must be approved by the EPA Project Officer, the Region 9 Quality Assurance Manager, and the recipient's Quality Assurance Officer. Emergency measurements may be taken without a QA Plan being prepared if the Region 9 Quality Assurance Manager agrees that the nature of the data collection activity required due to the emergency warrants an exemption. Contact the QA Office at (415) 972-3411.

END OF DOCUMENT